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T-388 P.01/04 F-038

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MAR 27 2006

Examiner: Pendleton, Brian T.

Group: 2644

Date: March 27, 2006

Client Code: 0050

Facsimile No.: 571-273-8300

From: James M. Smith, Esq.

Subject: Paper: Request that Extension Fees Be Charged or, in the Alternative,
Petition to Revive Unintentionally Abandoned Application Under
C.F.R. §1.137(b) and copy of Continuation Transmittal, Sheet 3

Docket No.: 0050.2087-001

Applicants: F. Joseph Pompei

Serial No.: 09/300,022

Filing Date: April 27, 1999

Number of pages including this cover sheet: 4

Please confirm receipt of facsimile: Yes ☒ No ☐

Comments:

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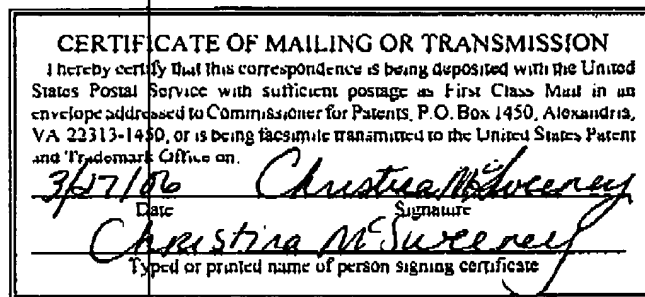
PATENT APPLICATION
Docket No. 0050 2087-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAR 27 2006

Applicant: F. Joseph Pompei
Application No.: 09/300,022 Group: 2644
Filed: April 27, 1999 Examiner: Pendleton, Brian T.
Confirmation No.: 3989
For: PARAMETRIC AUDIO SYSTEM



REQUEST THAT EXTENSION FEES BE CHARGED OR, IN THE ALTERNATIVE,
PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. §1.137(b)

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A continuation to this application was filed on July 13, 2005 with authorization to charge extension fees to the Attorney's deposit account. See the attached copy of the continuation transmittal, sheet 3. At the time, a three month extension of time was required to respond to the Office Action dated January 13, 2005 in the captioned application in order to maintain co-pendency with the continuation application. The undersigned has been advised by Mr. Gamache, the attorney who filed the continuation application, that he expected the extension fee to be

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02 FC:1453 1500.00 DA

09/300,022

-2-

charged to his account due to the Petition for Extension box checked in the continuation transmittal. (This application has since been transferred to the undersigned.) To date, the extension fees have not been charged to Mr. Gamache's deposit account.

It is requested that those extension fees of \$1,020 be charged, preferably to the undersigned's deposit account number 08-0380 or, in the alternative, to Mr. Gamache's deposit account as requested in the continuation transmittal. If the extension fees are not charged, then in reply to the Notice of Abandonment dated July 29, 2005, Applicant requests that the above-identified application be revived pursuant to 37 C.F.R. §1.137(b). It is requested that the application be revived through July 13, 2005 to maintain co-pendency with the continuation, and that deposit account 08-0380 be charged for the Petition fee under §1.17(m) in the amount of \$1,500. This application may then be abandoned. The already filed continuation serves as the required reply pursuant to 37 C.F.R. 1.137(c). The entire delay until the filing of this Petition was unintentional; it was believed that the due date had been extended.

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 

James M. Smith

Registration No.: 28,043

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

Concord, MA 01742-9133

Date: 3/25/06

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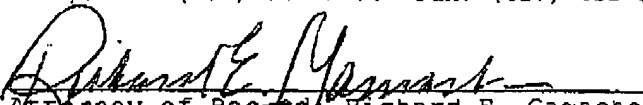
Attorney Docket No.: HOMIT-001AX

TRANSMITTAL FORM FOR FILING PATENT APPLICATION (CONTINUED)

				FEES:
				\$1,000.00
CLAIMS FILED:	MINUS BASE:	EXTRA CLAIMS:	RATE:	
Independent	16 - 3	= 13	X \$200.00 =	\$2,600.00
Total	47 - 20	= 27	X \$ 50.00 =	\$1,350.00
[] Multiple Dependent Claims (1 st presentation)				+ \$360.00 = 0
APPLICATION SIZE FEE: If specification and drawings exceed 100 sheets, fee due is \$250.00 for each additional 50 sheets or fraction thereof				N/A
SUBTOTAL FILING FEE				\$4,950.00
Small Entity filing, divide by 2. (Small Entity status must be asserted.)				\$2,475.00
TOTAL FILING FEE				\$2,475.00

- [X] The filing fee has been calculated above; a check in the amount of \$2,475.00 is enclosed.
- [] The filing fee will be submitted at a later date.
- [X] In the event a Petition for Extension of Time under 37 CFR \$1.17 is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- [X] The Commissioner is hereby authorized to charge payment of any additional filing fees under 37 CFR \$1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.
- [X] Customer Number 207

which is associated with the Law Firm of:
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Attorney of Record: Richard E. Ganiache
Registration No. 29,196

SUBMIT IN TRIPLICATE

323759

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